

**Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims:**

1. (Cancelled)
2. (Previously Presented) The module battery according to claim 13, wherein all the openings of the packing cases are covered so as to make the stacked battery packs air tight.
3. (Previously Presented) The module battery according to claim 13, wherein space is provided between walls of the battery packs adjacent to each other.
4. (Original) The module battery according to claim 3, wherein the space is formed to allow fluid to flow therethrough and at least upstream region of the space is formed to be wider than the other region of the space.
5. (Original) The module battery according to claim 3, wherein the packing case of the battery pack is formed to have a cooling fin extending into the space.
6. (Previously Presented) The module battery according to claim 13, wherein the packing case is comprised of a pair of case halves which sandwich and hold the battery cell.
7. (Original) The module battery according to claim 6, wherein at least one of the case halves is formed to have a locate pin, and the battery cell is provided with a through-hole to which the locate pin is fitted.
8. (Original) The module battery according to claim 6, wherein the case halves are symmetrically formed with respect to a plane.
9. (Previously Presented) The module battery according to claim 13, wherein each of the packing cases of the battery packs is provided with a flange having sides to be aligned as the packing cases are stacked.

10. (Previously Presented) The module battery according to claim 13, wherein each of the packing cases of the battery packs is provided with a flange serving as a spacer to provide space between the adjacent battery packs as the packing cases are stacked.

11. (Previously Presented) The module battery according to claim 13, wherein the module battery comprises a lithium ion battery.

12. (Previously Presented) A motor vehicle comprising a module battery according to claim 13.

13. (Currently Amended) A module battery comprising:

a plurality of battery packs stacked on one another in a stacking direction, each battery pack comprising:

at least one battery cell having a power generating element sealed in a film and a pair of electrode tabs[[tab]] connecting to the power generating element and protruding from the film; and

a packing case defining a fixed open space for housing for accommodating the battery cell, the packing case being which is provided with an opening to allow access to an inside of the open space and to expose the electrode tab of the battery cell housed in the open space to the outside of the packing case,

wherein the openings of the packing cases are arranged in the stacking direction at one side of the module battery, and

wherein the battery packs include a first battery pack and a second battery pack, and the battery cells of the first and second battery packs are connected with each other through[[via]] the electrode tabs of the respective battery cells.

14-17. (Cancelled)

18. (Previously Presented) A module battery according to claim 3, wherein the space provided between the walls of the battery packs adjacent to each other gradually increases from a middle portion of the battery packs to both ends of the battery packs.

19-21. (Cancelled)

22. (Previously Presented) The module battery according to claim 13, further comprising:

a battery pack holder which holds the stacked battery packs together, wherein each of the openings of the packing cases are covered with the battery pack holder so as to make the stacked battery packs air tight.

23. (New) A module battery comprising:

a plurality of battery packs stacked on one another in a stacking direction, each battery pack comprising:

a plurality of battery cells, each having a power generating element sealed in a film and a pair of electrode tabs connecting to the power generating element and protruding from the film; and

a packing case defining a fixed open space for housing the plurality of battery cells, the packing case being provided with an opening to allow access to an inside of the open space and to expose the electrode tabs of the plurality of battery cells housed in the open space to the outside of the packing case,

wherein the openings of the packing cases are arranged in the stacking direction at one side of the module battery, and

wherein one of the plurality of battery cells of one of the plurality of battery packs is connected with one of the plurality of battery cells of the other of the plurality of battery packs, through the electrode tabs of the respective ones of the battery cells.